

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

JEFFERSON-PILOT INSURANCE COMPANY, )  
)  
Plaintiff, )  
)  
VS. ) CASE NO.  
) C-1-02-479  
CHRISTOPHER L. KEARNEY, ) (Judge Spiegel)  
)  
Defendant. )

COPY

The deposition upon oral examination of VALERIE  
LOFTIN, being taken pursuant to Order and in accordance  
with the Federal Rules of Civil Procedure before Rebecca J.  
Huddy, Notary Public, at the Stratis Business Center, 7800  
Airport Center Drive, Greensboro, North Carolina, on the  
6th day of May, 2004, beginning at 11:00 a.m.

Reported By: Rebecca J. Huddy

Huseby, Inc. An Affiliate of Spherion, 1230 W. Morehead St., Suite 408, Charlotte, NC 28208 (704) 333-9889

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1 Q. Okay. And Mr. Big Brother, outside counsel?

2 A. Yes.

3 Q. Anyone else?

4 MR. ELLIS: For the record, my name is Ellis.

5 A. No, it would just be our internal counsel and

6 Mr. Ellis.

7 Q. Someone at DMS has interpreted your policy contrary to  
8 the way that Jefferson-Pilot's people interpreted for  
9 nine or ten years. That triggered the filing of a  
10 lawsuit by Jefferson-Pilot. DMS has been brought into  
11 the lawsuit. You're responsible for the DMS  
12 relationship, and your sworn testimony is that you've  
13 never had any dialogue, e-mail, written  
14 correspondence, phone call with anyone at DMS about  
15 this lawsuit or Mr. Kearney's claim?

16 MR. ELLIS: Objection, misstates the  
17 evidence.

18 A. Not that I recall. I don't recall specific  
19 conversations with anyone at DMS about Mr. Kearney's  
20 claim or e-mails or correspondence.

21 Q. Do you recall nonspecific conversations?

22 A. I don't recall talking to anyone at DMS about Mr.  
23 Kearney's claim.

24 Q. And do you recall speaking to anyone at DMS about the  
25 issues involved in Mr. Kearney's claim, that is, the